IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 26327 of 1995

Between:

1.D.Varada Reddy, S/o. China Abbayi Reddy, 52 years,
R/o.46-A, Kirlampudi Colony, Visakhapatnam.
2.D.Rajagopala Reddy, S/o. China Abbayi Reddy, 51 years,
R/o.26, Ocean View Lay Out, Visakhapatnam.

..... PETITIONERS

AND

1.The Gram Panchayat, Buchireddipalem, Nellore District,

rep., by its Executive Officer.
2.D.Kumaraswamy Reddy, S/o. Balaram Reddy,
R/o.Laxmipuram, Stone House Pet, Nellore.
3.D.China Abbayi Reddy, S/o. Balaram Reddy,
Buchireddipally Village, Nellore Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the resolution No.157 dated 25-1-1995 passed by the first respondent herein as illegal, arbitrary, and unjust by issuing an appropriate writ, order or direction.

Counsel for the Petitioner: MR.R.BRIZ MOHAN SINGH

Counsel for the Respondent No.1: G.P. FOR PANCHAYAT RAJ & RURAL

DEVELOPMENT.

Counsel for the Respondent No.2: MR.P.V.SANJAY KUMAR

Counsel for the Respondent No.3: NONE APPEARED.

The Court made the following:

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ORAL ORDER:

Heard both sides

2. The resolution No.157, dated 25-01-1995, passed by the Gram Panchayat, Buchireddipalem, Nellore District, is under challenge in the present writ petition.

3. The learned Government Pleader for Gram Panchayat submits that no useful purpose would be served in keeping the writ petition pending as the resolution was passed as long back as in the year 1995.

4. Having regard to the said fact that no useful purpose would be served at this distance of time, the writ petition is liable to be dismissed.

5. Accordingly, the writ petition is dismissed as having become infructuous. However, there shall be no order as to costs.

D.S.R.VARMA, J

09TH SEPTEMBER 2004

KRK

To:

1.The Gram Panchayat, Buchireddipalem, Nellore District, rep., by its Executive Officer.

2.Two C.Cs to the Government Pleader for Panchayat Raj & Rural Development, High Court Buildings, A.P., Hyderabad (OUT).

3.Two C.D. Copies.